

CITIZENS FOR PEACEFUL ASSEMBLY
DOWNTOWN ARRESTEES OF MAY 2, 1992

LEGAL SUMMARY

Our meeting of 5-7-92 was chaired by Kathy Dreyfus of the ALCU and a Public Defender's Office representative. Their advice was as follows:

-It is possible that we can get charges dropped through political pressure.

-It is possible charges will be dropped at arraignment.

-It is possible the City Attorney will press for prosecution and for full sentences for arrestees.

-City Attorneys will probably prosecute the case as individuals, not a group.

-Each individual should be present at the arraignment unless an extreme hardship necessitates legal representation (this is not advised).

-DO NOT pursue information on your individual case before your arraignment date.

-DO NOT plead guilty or plea bargain. Ask for a public defender or arrange for a private attorney to represent you.

-We are individuals, but our strength lies in our numbers and our solidarity in these actions.

-If we are successful in getting these charges dropped, or win our cases in court, we are then free to pursue false arrest or other group lawsuits.

We have had many offers from various agencies to supply free legal help to members of our group if it is needed. The following have list of attorneys:

ACLU, Kathy Dreyfus, (213) 977-9500

Intercity Law Center, Tho Win, (213) 891-2880

POLITICAL

We believe that if each of us gets involved in our "political" efforts before arraignment dates, that we can get these charges dropped. This will consist of letters to elected officials and other community groups, such as FAME and KPFK, NAACP, community groups that work on police abuse. The purpose is to enlist their help to influence the city attorney, and attend group's meetings with public officials.

LOS ANGELES: A FIRST HAND ACCOUNT

L.A.'s peaceful protestors experience more injustice

■ A student's perspective: Media failed to report on rallies speedily arrested for unlawful assembly

DANIELLE LITTLE, Staff Writer

The silence was deafening. I don't know if I ever felt so helpless, so afraid, as I was last Saturday at about 1:30 p.m.

Ten police officers stood in front of me, batons in hand, preventing anyone from joining the mass that they [the cops] had surrounded. There were no gangbangers or looters around, only decent citizens, completely different from the fan-tasy "nif-ra" the media whores have portrayed these past days.

We watched helplessly as the cops nonchalantly took potential protesters to the buses. The rally at Parker Center never took place. Officers from as far as Merced were called and apparently given orders to arrest anyone who did not disperse, even if they were gathered peacefully. An RTD bus was used to take away the females, a regular police bus for the men. Everyone was handcuffed.

"It was an unlawful assembly," Lieutenant Seibert said. That is why they were being taken away.

What constituted an unlawful assembly, and who ordered this procedure, I asked. Was it Gates or from Bradley's office?

"I don't know," he said. "We are taking orders from our field commander, Captain Jerry Conner, Commander of the Central Bureau.

The people were only being arrested if there was resistance, Seibert said. Since the gathering was an "unlawful assembly," if the people refused to disperse five minutes after being told to do so, they were arrested. The Central Bureau told me that everyone was booked, which means that they would probably spend the night in jail.

Isn't that something? The peaceful protesters will get more time in jail than those bastards who nearly beat Rodney King to death.

George Bush would have been proud that his unofficial martial law had worked. Not only were we paralyzed with fear, but we were too afraid to speak (10 cops with batons drawn are a tad intimidating). The fear was not wholly cowardice either. Witnesses said people who yelled out "No justice no peace," "We want justice" and other such slogans were whisked away.

When I got back to Irvine, no one knew about this mass violation of constitutional and civil rights. People even told me they listened to radio and television broadcasts. No one knew that perhaps hundreds of people had to spend the weekend

behind bars for doing nothing more than just assembling.

It wasn't that way. Wednesday night when a group of about 500 people protested in Downtown Los Angeles.

That night a multitude of unlikely comrades put aside their apparent differences and formed a united front against that now shameful verdict in the King case. The group was multiracial and included gays, students, gangbangers, punk rock types, professionals and others.

The symphony of chants began: "No justice no peace! Remember Latasha Harlins. Remember Signal Hill!" The glass doors of the first building, City Hall, shattered. I stood atop the side wall, my banner pressed against me, "License To Kill? Bullshit!!!" The inside suddenly lit up: burning newspapers were being thrown inside.

The Times Mirror building was next, and mindful of those fearful white faces on the upper floor, the crowd did not attempt to hurt them. Symbols, not people, were the target.

The evening reached its first climax when we arrived at the Justice Center and Criminal Court Building.

"Ya see that motherfucka over there," a young brother yelled. "What ya wanna do?"

"No justice no peace" was all that could be heard, and a group of

people rushed the doors. About 12 men emerged with guns drawn and pointed them towards the crowd. Everyone took off until a reminder was issued.

"What are we doing?" yelled the brother with the bullhorn. "They gonna kill us all or what?" The crowd returned and these previous Rambos retreated back inside.

The buzz of sirens grew closer and the crowd dispersed as six speeding patrol cars whizzed through the street. Everyone ran to the sidewalks, all except a young Filipina woman. She stood in the middle of the street, proud and angry, flipping off the squad cars as they zoomed past her.

"We don't die, we multiply!" she yelled over us. "That's right, sister-girl!" we replied.

We went to the freeway, and I stood atop the bridge. About 100 people marched down the onramp and the screech of cars was heard. Traffic stopped in both directions, and palm trees were being set afire. The group marched on, setting a Jaguar and police car on fire along the way.

After awhile, the group got separated. The cops should be commended, I guess, for slyly succeeding at that. Banner still in hand, I walked. Apparently, it was not fast enough for the cops, so they shoved me. One particular hero even used his baton. The next thing I saw was

my family and a couple of others being pushed by the cops, bato raised. We were separated from the group, and we knew that we were no longer safe. The time was 10:30 p.m. and we went home, shaken and justifiably angry.

The lack of fair coverage in the recent situation is a travesty. The public has been bombarded with pictures of so-called looters, people beating up poor defenseless white and Black girls fighting over stolen goods. The white man who was captured randomly shooting people below him was heralded as a citizen merely protecting himself while people of color were being shown as savages, for doing similar acts.

The media has not shown the full picture, only a bastardized version. They did not for instance, show how Wednesday's group escorted cars out of the tense zones, nor how people stopped others from overturning an Eyewitness News van or doing extensive damage to the L.A. Children's Museum. Hell, they didn't even bother to cover Saturday's events. So much for free and independent media.

As stated earlier, the powers that be should be proud. This is the second battle (after the King verdict) that they have won against their people. The media whores should be ashamed. As one who aspired to be a journalist, I am disgusted.

Unite to Fight



At a strategy meeting in Baltimore on March 28, 1992, over 400 community, student, union, youth, environmental and anti-war activists from all over the country met to map out a program of action and fightback and issued this call for a People's Assembly.

A Call for a Peoples Assembly

The working class and all poor people are facing their worst crisis since the Great Depression of the 1930s. Massive layoffs, wage cuts, union busting, cutbacks in social spending, racism in all its many forms, and attacks on women's rights, lesbian and gay rights, immigrant workers and welfare are threatening our very existence.

Through recession and recovery we have become poorer, every aspect of life has become harder, and our futures and the futures of our children have become grim.

We won't take it anymore!

Every activist and organizer in every area of struggle must give the most serious consideration to how the broad movement can achieve a strong enough position to win the kind of deep going victories that are so desperately needed. Whether you are on the picket line fighting scabs, in the community fighting landlords or cops, organizing to stop the genocidal U.S. war against Iraq, defending abortion clinics, struggling to stop AIDS, or fighting for accessibility for the disabled, you must face this question.

The Peoples Assembly will address this serious question.

all charges dropped for those unjustly arrested at this peaceful demonstration in violation of both the First and Fourth Amendments of the United States Constitution, which guarantees the rights of freedom of speech and freedom of assembly (1st Amendment) while protecting against unreasonable search and seizure (4th Amendment).

"Citizens for Peaceful Assembly" believe the press and electronic media have a responsibility to expose the fact of these unjust arrests. Much recent reportage has focused exclusively on destructive rioting and unlawful acts that resulted from frustration over the Rodney King verdict--but when law-abiding citizens chose the constructive alternative of peaceful demonstration, they were summarily arrested without cause, or warning, or notice to disperse.

Furthermore, Los Angeles Mayor Tom Bradley was heard to encourage such peaceful expressions after the Rodney King verdict when he addressed the city, stating that it was important to raise our voices in protest, not in violence. Balanced reporting necessitates that these unjust arrests not be ignored by the media, as this denial of Constitutional rights has broader implications for the current efforts to maintain basic civil rights and freedoms that affect every citizen in the United States.

All members of the press are encouraged to attend the arraignments for these unjust arrests scheduled on **May 26 and 27** at the **Los Angeles Criminal Court, Division 82, 429 Bauchet Street, Los Angeles, CA.**

For more information, or to arrange press interviews, contact Judie Bamber (213-665-6784) or Richard Henry (310-208-1834).

Carol A. Botmer
Attorney at Law

1st Draft

May 6, 1992

Councilman Michael Woo
200 N. Spring
Los Angeles, CA

Dear Mr. Woo:

We are part of a large group of people (approximately 500), many of them members of the First African Methodist Episcopal Church congregation, who were arrested Saturday, May 2nd, at 1st and Broadway and the vicinity on charges of failure to disperse (California Penal Code Section 416).

We are requesting a meeting with you to request that you meet with us and City Attorney Hahn to ask that the charges be dismissed. We want to explain that we were at that location with the intention of attending a lawful, peaceable demonstration organized by FAME. There was no violence, no pillaging, no rioting, nor any acts of civil disobedience. Without warning, our groups were surrounded by the police and the military, and we were not allowed to leave. We were never told to disperse; in fact, many individuals requested to be released and were refused. Those that tried to walk away were forced back with batons. Some small groups tried to return to their cars, but were blocked by lines of police and army personnel.

Although FAME apparently canceled the demonstration, none of us had learned of that, even though some members called the church as late as 9:00 A.M. Saturday morning to check to see that the demonstration was still on. Most of us heard about it either at a church meeting (Assemblywoman Maxine Waters announced it) or at a UCLA demonstration on Friday or on the radio (KJLH and KPFK).

Our intent was to exercise our constitutional rights to have a lawful assembly to protest the verdict in the Rodney King case and the economic hardship and inequality of the poor people of Los Angeles, particularly those of color.

Failure to disperse is a misdemeanor crime which is punishable by six months in jail, a \$1,000 fine, or both. Of course, we hope that the Judge will, at most, levy a fine, but many of the demonstrators are young college students and professionals whose professional future would be seriously affected by having such a conviction on their record. We have a strong legal case, but probably only the most financially well-off will be able to afford the legal representation needed. Even those who qualify for the Public Defender will have to take many days off school or work to defend themselves. We have already been subjected to arrest and

booking and some of us are still incarcerated, because they could not afford the exorbitant \$250.00 bail.

During the time in jail, people in the group were very cooperative and organized under the circumstances and exchanged names. We are working as a group to get these charges dismissed. The City Attorney has the power to do this. Even if there was some justification in clearing the streets downtown at the time when the atmosphere was highly charged, there can be no useful purpose served by further subjecting people in our group to further hardship.

We have heard that both television and print media coverage stated that the demonstration was organized by the Revolutionary Community Party. While some few participants may have been members of that group, the people that we have been able to contact are either members of F.A.M.E., college students, or members of groups like the National Organization for Women. What we had in common was that we thought we were coming to an event sponsored by a respected organization in the community, FAME.

Please respond to our request as soon as possible. We have a central phone to call: (213)957-4062, or (213)256-8244.

Thank you for your prompt attention at this time of great turmoil.

Sincerely,

Carol Downer
2451 Ridgeview Avenue
Los Angeles, CA 90041
(213) 256-8244

Frank Downer, Jr.
2451 Ridgeview Avenue
Los Angeles, CA 90041
(213) 258-5408

Sean Cloherty
1576 Colorado Boulevard
Los Angeles, CA 90041
(213)256-33412

PROGRESS REPORT May 7, 1992

TO: All those who were arrested in downtown Los Angeles while attempting to attend a demonstration sponsored by the First A.M.E. Church.

FROM: Ad hoc committee

News:

LIST OF NAMES OF THOSE ARRESTED We have combined lists of names gathered amongst us. We will get them typed up and provide them to everyone who gives us their names and addresses. Please look over the list and if you know others who are not on it, please let Sean Cloherty or Frankie Downer, at (213)256-8244 know. There are other lists which we hope to combine with this one, so that everyone can get in touch with everyone.

THOSE IN CUSTODY HAD THEIR CHARGES DISMISSED: Roger Herald reported that when he came up for arraignment, the Judge dismissed his charges and other who had taken part in the demonstration for lack of probable cause. Carol Downer, Sean Cloherty and Frankie Downer went down to Bauchet and talked to Robert Doddy, the supervisor of the public defender who had defended the people in custody. He said that Penal Code Section 991 provides that a Judge can do a preliminary review of the police report to see if there is probable cause and dismiss the charges if there is not. This section applies only to people in custody. So, congratulations to those who had their charges dismissed.

ACLU MEETING: Sara Diamond contacted the ACLU (as did many) and she worked with them to consider representing us. This meeting, May 7, will allow us to get together, exchange names and find out about legal representation.

LEGAL REPRESENTATION: Many people have consulted with attorneys, such as Jerry Seis, Tho Win of the Inner City Law Center, and the ACLU. The consensus seems to be that we have good facts in our case, however, winning might be difficult, given juries' tendencies to believe the police over overwhelming evidence to the contrary.

GETTING THE CHARGES DISMISSED: Carol Downer, Tony Batson, Alicia Harris, and no doubt many others, have been working to contact people to help persuade James Hahn, the City Attorney, to drop the charges. This solution would certainly be the best, because even if we get the best legal representation, it still will take lots of time and money to fight the case.

JUSTICE DEPARTMENT REPRESENTATIVE SUPPORTIVE

Carol Downer and Tony Batson went downtown to search out the Justice Department representative that had been present at the arrest of a group at 3rd and Broadway. Carol was finally successful in finding a temporary office of Justice Department representatives on the 22nd floor of City Hall. She found the representative. A group of arrestees met with him at Barragan's Restaurant on Wednesday night. He is going to speak to Councilwoman Joan Milke Flores and to Councilman Mike Woo to tell them that he saw no lawbreaking, and that the group he saw dispersed when asked to. The people who met with him were Carol Downer, Sean Cloherty, Tony Batson, Peri Shefik, Luz Calvo and Eric Dawson and a couple of Eric's friends.

CRIMINAL JUSTICE PLANNING OF THE OFFICE OF THE MAYOR SUPPORTS GROUP

Carol Downer met with Rhonda B. Valree, Administrative Assistant, who will ask her supervisor, Ms. ~~40~~oshi (spelling may be wrong) to write a letter to the City Attorney urging him to dismiss the charges. Rhonda came to attend the demonstration, but went home when the Police turned her away.

COMPLAINTS TO THE U.S. Department of Justice should be called in to (202) 514-4718 at Don Walker's office. Also, Kristen Gear, Public Affairs Officer can be reached at (202)514)-2007.

FIRST A.M.E. CONTACTS

Many people have tried contact F.A.M.E. to verify that they called the demonstration. There has been a great deal of difficulty in reaching anyone due to the emergency situation and FAME's central role. Sean Cloherty, Frankie Downer and Carol Downer went down to speak to them in person. We succeeded in getting a letter hand-delivered to Julius Butler, the attorney for the ACLU. As of 4:30 P.M. Thursday, we have been playing phone tag with him. Tony and Claudia Batson, members of FAME, have copies of the leaflet which was distributed at the Church announcing the demonstration. (Copies will be distributed if possible)

Things we need to do (beginning list)

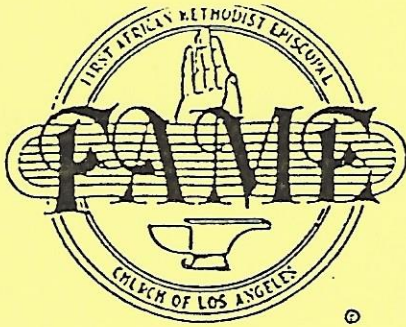
1. Each of us needs to add our name, telephone number and address to the master list which will be shared with everyone.
2. Telephone Calls. We need to contact the City Attorney, our Council representatives and any other group or individual who will support us in our effort to get the charges dropped. Telephone calls have been largely ineffective, since everyone is so busy. GO IN PERSON. HAND-DELIVER A LETTER EXPLAINING THE SITUATION AND ASKING FOR HELP.
3. Coordination. Each of us has the right to work on her or his defense in any way they can. In fact, the more of us exerting our efforts, the better. The only coordination we need is a way to

OUR GROUP

Occidental College Students
CSCB Students
Cypress College Students
CSU Northridge Students
UCLA Students
N.O.W. Members
Professional People
Ex-Military Service Members
FAME Church Members
Lawyers
Journalists
Tourists
Innocent Bystanders
Parents with Children
Teachers/Professors

POINTS/ISSUES

Police Quote "You got yourself into this, You've got to stay"
No order to disperse
No one allowed to leave
"Herded" as we tried to disperse
Not formally "Arrested" or read rights
Originally "Church Rally"
Alternative to violence & rioting
Justice Department observer
Threats of police violence
Bad police attitude (no communication)
Innocent bystanders
Many, many individual "horror stories"
and civil rights violations
False arrest
Charges dropped for those arraigned in custody.



COMMUNITY MEETING

For 7:00 p.m. of the day the jury decides in the case of Rodney King at First AME Church, Los Angeles.

RODNEY KING: STEP 2

Choral Music	Joe Westmoreland and FAME Choir
Welcome	Pastor Cecil L. "Chip" Murray/Jesse Brewer
Invocation	Rev. Frank Higgins
The Occasion	Rev. E. V. Hill

Our Situation (Vignettes of 3 minutes)

Mark Ridley Thomas, Presiding
Rita Walters
Nate Holden

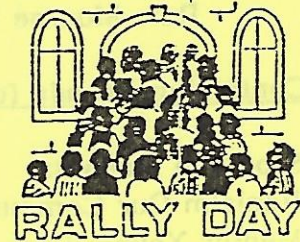
John Mack, Urban League
Joe Hicks, SCLC
Joe Duff, NAACP
Danny Bakewell, Brotherhood Crusade
Amir Wazir Muhammad, Nation of Islam
Denise Harlins (Aunt of Latasha Harlins)

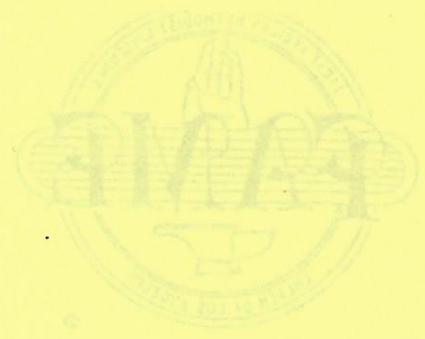
The New Era

Bishop Charles Blake
Bishop E. Lynn Brown
Rev. James Lawson

Acknowledgments

Public Elected Officials: Diane Watson, introductions
County Youth Services: Bill Elkins, introductions
Churches and Organizations: Mark Whitlock, introductions





Mayor Tom Bradley

Police Chief Designate Willie Williams

Operation Stay Cool

Steering Committee

Benediction Rev. Daniel Morgan



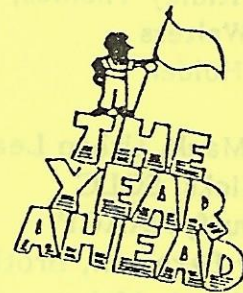
Saturday, noon, city-wide rally, Parker Center. Be there in numbers.
Vote yes on Proposition F. Limit the term, hold the public servant accountable.

Steering: Rev. Edgar Boyd
Attorney Julius Butler
Rev. W. Bartalette Finney
Dr. Ralph Dawson
Rev. Kenneth Flowers
Rev. Leonard Jackson
Muhammad Nassardeen
Rev. Algie Rousseau
Rev. Madison Shockley
Rev. Travis Smith
Rev. Carolyn Tyler
Rev. Monroe Woods, Jr.

Judge Roosevelt Dorn
Matthew Hunt
Bernard Parks
Kenneth Thomas
Ed Turley
Lonnie Wilson

Our Continuing Agenda for Black Men

1. Stop The Madness
2. Reclaim Our Communities
3. Mentor Young Black Males
4. Respect Black Women
5. Bridge Between Missing Fathers and Their Sons



AIN'T NO STOPPING US NOW!
WE'RE ON THE MOVE!

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Stanley K. Sheinbaum
Allan K. Jonas
Burt Lancaster
Irving Lichtenstein, M.D.

Chair
Danny Goldberg

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Senior Staff Counsel
Jon W. Davidson
Carol A. Sobel

Counsel
Lise Anderson
Silvia R. Argueta
Cathy R. Dreyfuss
Tracy Rice
Mark Silverstein
Robin S. Toma



ACLU FOUNDATION
OF SOUTHERN CALIFORNIA

September 8, 1992

Dear May 2nd Demonstrator:

The American Civil Liberties Union (ACLU) has been contacted about assisting individuals arrested in a downtown demonstration on May 2, 1992 to file a civil rights lawsuit against the Los Angeles Police Department (LAPD). The lawsuit we had discussed would charge violations of free speech and assembly rights, false arrest and imprisonment, and other claims, depending upon the individual factual circumstances.

Several arrested individuals have formed the Citizens for Peaceful Assembly, a plaintiffs' committee interested in pursuing the lawsuit. If you are interested in participating with them, call the committee at (213) 960-5515. As a potential plaintiff, you should be aware that the lawsuit may take up to five years to resolve, though hopefully the group would be able to reach a settlement with the LAPD at some earlier date.

In August, some of the plaintiffs had written a letter to the ACLU concerning the planned representation and the ability of the ACLU to meet the time concerns of the Committee. We responded to Carol Downer and others listed on the letter some weeks ago, but have not heard back with the group's response. At this time, there is no agreement between the ACLU and the Committee to represent all of you.

To ensure that your rights to file a lawsuit based on this incident are preserved, and because the law requires you to meet certain requirements before filing a lawsuit against the government for damages under state law, you must be sure to file a claim for damages under California Government Code § 910 et seq. no later than October 25, 1992.

Enclosed with this letter you will find two sample form claims which were prepared based on the two different factual scenarios that seemed to be common to all members of the group arrested on May 2, 1992 by the LAPD. You are, of course, free to prepare your own claim, but the enclosed forms contain the minimum amount of information which must be presented to the City in such a claim.

May 2nd Demonstrator
September 8, 1992

Page -2-

If you believe this form claim adequately describes your claim, simply complete your name and address as indicated, sign the form and file it. If you have concerns, or would like to file our claim jointly with those working with the plaintiffs' committee, you may contact the plaintiffs' committee or Carol Downer at (213) 957-4062. The claim must be filed in triplicate with the Clerk of the City of Los Angeles, whose office is located in City Hall. You may file the claim in person or by mail. We suggest you file by Certified Mail and retain the receipt as proof of having sent the claim.

Once you file your claim, the City has 45 days to act on it. They may either write you a letter denying or accepting the claim, or they may simply not respond. In that case, the claim is denied as a matter of law.

If you need assistance in filing the form, please contact the Committee at the number shown above.

Sincerely,

Carol A. Sobel

Carol A. Sobel
Senior Staff Counsel

Robin S. Toma

Robin S. Toma
Staff Attorney

CAS:RST:jag
enclosure



In the Matter of the Claim of

SARA DIAMOND, Claimant,
(legal name)

vs.

The City of Los Angeles, Los Angeles Police Department

Presentation of Claim

This claim is presented on behalf of

SARA DIAMOND
(legal name)

204 - 900 SOUTH ORANGE GROVE
(address)

LOS ANGELES CALIFORNIA 90036 USA
(city) (state) (zip)

to the City of Los Angeles and the Los Angeles Police Department pursuant to Section 910 of the California Government Code.

All responses and subsequent correspondence, until advised otherwise, should be addressed to the above claimant at the address shown above.

Nature of Claim

On May 2, 1992, claimant suffered various damages including, but not limited to, violation of First Amendment rights, false arrest, false imprisonment, battery, and intentional and negligent infliction of emotional distress through the actions of the Los Angeles Police Department ("LAPD").

The claim arises out of incidents that began at approximately 11 am on May 2. Several civil rights groups announced a rally to protest the Rodney King verdicts at Parker Center in downtown Los Angeles. The LAPD responded to the gathering of several hundred protesters by forcing them to relocate to First Street and Broadway. The LAPD then herded the demonstrators against the Los Angeles Times building. Attempting to avoid violent confrontation, the demonstrators sat down in front of the Times building. Some people asked to leave but the officers refused to allow them.

LAPD officers then apparently ordered some of the demonstrators to disperse. Claimant and most of the other demonstrators were not within hearing distance of the order, so they remained in front of the Times building. The LAPD proceeded to arrest the demonstrators for violating Penal Code 416(a). They were arrested even though the LAPD failed to give adequate notice or opportunity to disperse. About 240 individuals, including claimant, were arrested.

THE WHITE HOUSE

Office of the Press Secretary

For Immediate Release

May 12, 1992

STATEMENT BY THE PRESIDENT

I have just informed President Collor of Brazil, U.N. Secretary General Boutros Ghali and Maurice Strong, Secretary General of the U.N. Conference on Environment and Development (UNCED) that I will attend the Rio Conference in early June. Today's environmental problems are global -- and every nation must help in solving them.

As the U.S. has demonstrated over more than two decades, protecting the environment and encouraging economic growth can go hand in hand -- in fact, it is our conviction that they must go hand in hand. In the early 1980s, we phased out leaded gasoline. Other countries are now looking to follow suit. We phased out aerosol propellents as early as 1978, and this year we announced that we will phase out all CFCs by the end of 1995. In the last three years, we have worked to extend that record -- signing a new Clean Air Act and an Oil Pollution Act, placing a moratorium on oil and gas drilling in areas off our coasts, investing in our national parks, launching a program to plant a billion trees a year and enforcing our environmental laws to make the polluter pay.

Abroad the U.S. has worked hard to promote responsible environmental policies through our bilateral aid programs and through the World Bank and the U.N. system. I believe our decades-long experience in developing -- and implementing -- economically sound policies can help others in improving the environment.

In Rio, world leaders will have before them a number of documents. One of those documents will be a framework convention on climate change, which was concluded successfully this past weekend. We are pleased with the outcome, and I congratulate the negotiators for joining together in taking this historic step. This framework convention would not impede economic growth and our ability to create new jobs.

Climate change is only one subject to be addressed at Rio. It is vitally important that progress be made as well in protecting our oceans and living marine resources, in promoting openness and public participation in environmental decisionmaking, in promoting sound management and protection of the world's forests and biodiversity, and many other areas.

I look forward to discussing how all nations, working together, can ensure that we hand over to our children and grandchildren a healthy and safe planet.

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HERMOSA BEACH, CALIFORNIA 90254
(310) 376-9893
FAX (310) 376-7483

May 27, 1992

Sara Diamond
900 So. Orange Grove
No. 204
Los Angeles, CA 90036

Dear Sara:

I appeared on your behalf at the arraignment court this morning. As you know, the charges were not filed so by being there I was simply able to tell the clerk that I was there on your behalf. You got a checkmark next to your name (as did all the other people who were there) and we were told that the bail would be returned in a short while.

As you also may be aware, there is a "victory celebration" planned for the fourth of June in Hollywood. I didn't get the specifics, but I'm sure you will hear about it when you get back.

A couple of other things. First, I understand from talking with Carol Downer this morning that there may be some form of civil action brought against the Los Angeles Police Department based upon the arrest. I understand that the ACLU may be involved. This confirms that you have not retained me to represent you in any such action, and that if you wanted me to do so we would have to make some future agreement.

You should also know that if you do wish to bring a state court action based on false arrest, there is a requirement that you file a claim against the government entity (the City of Los Angeles) within one hundred eighty days of the event or you will be barred from proceeding further in the state court. (I believe there would be no 180 day requirement if the action were brought in federal court, but it's best to comply with the 180 day rule in any event.)

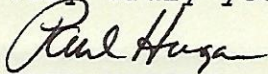
Also, there is a procedure whereby your arrest record would be destroyed upon a determination that you were factually innocent of the charge for which you were arrested. This is found in Penal Code Section 851.8. If you would like me to pursue this on your behalf, please let me know and we can talk about it further.

Sara Diamond
May 27, 1992
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I am glad that, at least, the City Attorney's office saw that the prosecution of your case was not warranted.

Please do not hesitate to call if you should like to discuss any aspect of your case.

Very truly yours,



PAUL HORGAN
PH/pc